

875—1.40(17A) Exemptions from public rule-making procedures.

1.40(1) *Omission of notice and comment.* Pursuant to Iowa Code section 17A.4(3) “a,” the division may adopt a rule without publishing advance notice of intended action in the Iowa Administrative Bulletin and without providing for public comment when the statute so provides or if the administrative rules review committee approves.

1.40(2) *Providing for notice and comment for a rule adopted without notice and comment.* The commissioner may begin a standard rule-making proceeding for the adoption of a rule that is identical or similar to a rule adopted without notice and comment. After notice under this subrule, the commissioner may take any lawful action, including amendment, adoption, or repeal of the rule.

[ARC 4639C, IAB 8/28/19, effective 10/2/19]